



**MEETING MINUTES
BOARD OF SUPERVISORS, COUNTY OF MONO
STATE OF CALIFORNIA**

Regular Meetings: The First, Second, and Third Tuesday of each month. Location of meeting is specified just below.

MEETING LOCATION Board Chambers, 2nd Fl., County Courthouse, 278 Main St., Bridgeport, CA 93517

**Regular Meeting
March 8, 2019**

9:00 AM Meeting called to order by Chair Peters.
Supervisors Present: Corless, Gardner, Halferty, Peters, and Stump.
Supervisors Absent: None.

Supervisor Corless arrived at 11:51 AM.

The Mono County Board of Supervisors stream all of their meetings live on the internet and archives them afterward. To listen to any meetings from June 2, 2015 forward, please go to the following link: <http://www.monocounty.ca.gov/meetings>.

Pledge of Allegiance led by Supervisor Halferty

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

2. RECOGNITIONS

A. National Nutrition Month Proclamation

Departments: Public Health

(Amber Hise) - Proposed resolution to proclaim March 2019 National Nutrition Month.

Action: Adopt proposed proclamation.

Halferty moved; Gardner seconded

Vote: 4 yes; 0 no; 1 absent

M19-43

Amber Hise, WIC Director:

- Introduced item.
- Read the proclamation.

3. COUNTY ADMINISTRATIVE OFFICE

CAO Report regarding Board Assignments

Receive brief oral report by County Administrative Officer (CAO) regarding work activities.

Leslie Chapman, CAO:

- Yoko Ono: "A dream you dream alone is only a dream. A dream you dream together is a reality." Happy International Women's Day.
- Dave Butters, HR Director, and I worked on management salaries, along with benefits and compensation policies. Looking at the result of the salary survey and how to apply it within in the departments. Also how to start negotiating contracts.
- Met new Mammoth Hospital CEO Tom Parker. Discussed the Civic Center and the All Hazards Team.
- Budget kick-off meeting. Went over the new OpenGov software, which will completely revolutionize the way we do budgets.
- Social Services put on a Commercial Sexual Exploitation of Children class.
- Wellness Event – cancelled for March 14, will reschedule for Spring.
- Becky Buccowich has been working hard on the census count. She has enlisted a group from Mono County called the Local Complete Count Committee; first meeting will be next Wednesday, March 13. Attendees will include Nate Greenberg, Bentley Regehr, Pat Espinosa from Social Services senior program, Jacinda Croissant from Public Health, and Didi Tergeson from Mono County Office of Education. Trying to get more people involved. Supervisor Gardner asked that the group focus on the PO Box issue.

4. DEPARTMENT/COMMISSION REPORTS

Chris Mokracek, EMS Chief:

- Working with Public Health and hopefully with the fire districts for a Narcan distribution plan. When someone receives the medication, they will see an educational video.
- Incident update: Wednesday Feb 27 at 1:53 PM. Multiple units were dispatched to multi-vehicle accident. Medic 3 parked in a blocking position. A truck came in and struck the ambulance on the passenger side. Crew was not injured. Ambulance currently being repaired.

Sheriff Braun:

- Two weeks ago, attended 911 advisory board. The Governor's budget Trailer bill - \$10 million budget fix for the SETNA (State Emergency Telephone Number Account) fund, which currently only taxes landlines.
- Next Friday, will be doing a St. Baldricks Event. St Baldricks raises money for child cancer. There is a young boy from Mammoth named Bodie being honored at Mammoth Elementary. She is shaving her head along with 5 deputies / PSOs to raise money for cancer. There is a press release with information on where to give donations. Friday, March 15, 1:15 PM.

Janet Dutcher, Finance Director:

- Received a letter – the County has been awarded a 2018 Home Investment Partnerships HOME grant for \$500,000. Will restart the gap financing program. Need to get an agreement in place to get it started again.
- This is a grant not a loan. 2nd deeds of trust. Not deed restricted. In unincorporated parts of the County.
- Supervisor Halferty: Thanked Megan Mahaffey and Mammoth Lakes Housing. Noticed that there is a maximum purchase price and encourages Megan to work with MLH to see if we can get a change in the maximum home price so that the program will be more viable.

5. CONSENT AGENDA

(All matters on the consent agenda are to be approved on one motion unless a board member requests separate action on a specific item.)

A. Board Minutes

Departments: Clerk of the Board

Approval of the Board Minutes for the regular meeting on February 6, 2019.

Action: Approve the Board Minutes for the regular meeting on February 6, 2019.

Halferty moved; Gardner seconded

Vote: 4 yes; 0 no; 1 absent

M19-44

B. Board Minutes

Approval of the Board Minutes for the regular meeting on February 12, 2019.

Action: Approve the Board Minutes for the regular meeting on February 12, 2019.

Halferty moved; Gardner seconded

Vote: 4 yes; 0 no; 1 absent

M19-45

C. Board Minutes

Departments: Clerk of the Board

Approval of the Board Minutes for the regular meeting on February 19, 2019.

Action: Approve the Board Minutes for the regular meeting on February 19, 2019, as amended.

Gardner moved; Halferty seconded

Vote: 3 yes; 0 no; 1 abstain; 1 absent

M19-46

Supervisor Gardner:

- Page 4, need to correct the vote count to 3 yes, 1 no, 1 absent.

D. Board Minutes

Departments: Clerk of the Board

Approval of the Board Minutes for the special joint meeting on February 19, 2019.

Action: Approve the Board Minutes for the special joint meeting on February 19, 2019.

Gardner moved; Halferty seconded

Vote: 3 yes; 0 no; 1 abstain; 1 absent
M19-47

E. Proposed Resolution Replacing the Juvenile Probation Assistant with a Deputy Probation Officer I/II/III

Departments: Probation

Adopt Resolution Superseding and Replacing Resolution 18-72 and Authorizing the County Administrative Officer to amend the County of Mono List of Allocated Positions to remove One (1) Juvenile Probation Assistant position and add One (1) Deputy Probation Officer I/II/III position in the Department of Probation.

Action: Consider and potentially adopt Resolution R19-07, Superseding and Replacing Resolution 18-72 and Authorizing the County Administrative Officer to amend the County of Mono List of Allocated Positions to remove One (1) Juvenile Probation Assistant position and add One (1) Deputy Probation Officer I/II/III position in the Department of Probation.

Halferty moved; Gardner seconded

Vote: 4 yes; 0 no; 1 absent

R19-07

F. California Statewide Automated Welfare System Joint Powers Authority and Memorandum of Understanding

Departments: Social Services

The Statewide Automated Welfare Systems (SAWS) are the county-managed case management systems that support the State of California's public assistance programs by providing eligibility determination and benefit calculation for program recipients. Currently, there are three separate SAWS, each managed by two separate consortiums of the state's counties. For the state to continue to receive federal financial participation for the SAWS and to comply with State and Federal architectures, the Centers for Medicare and Medicaid Services (CMS) and Food & Nutrition Service (FNS) are requiring California to implement a SAWS single statewide automated welfare system ("CalSAWS") by 2023. In moving toward that goal, counties have joined together to form the CalSAWS Consortium. The CalSAWS JPA Agreement and MOU Document, presented with this agenda item, must be approved by all 58 County Boards of Supervisors.

Action: Approve the CalSAWS Consortium JPA Agreement and MOU Document, and authorize the Board Chair to sign on behalf of Mono County.

Halferty moved; Gardner seconded

Vote: 4 yes; 0 no; 1 absent

M19-48

G. 2017-2020 Multi-Year Drug MediCal Amendment for Substance Use Disorder Services

Departments: Behavioral Health

(Robin Roberts) - Proposed amendment to contract with Department of Health Care Services for Substance Use Disorder services.

Action: Approve County entry into proposed contract amendment and authorize Behavioral Health director to execute said amendment on behalf of the County. Provide any desired direction to staff.

Stump moved; Halferty seconded

Vote: 4 yes; 0 no; 1 absent

M19-49

Supervisor Stump:

- There is a list of dates but there doesn't seem to be a pattern to the dates.

Leslie Chapman:

- Robin Roberts, Behavioral Health Director, is unexpectedly gone due to a death in the family so there is no one to answer. She will come back with an answer.

H. Workforce Development Budget Amendment

Departments: CAO

Workforce Development Budget Amendment to correct omission from midyear budget by increasing expenditures equal to revenue that was approved. Recommended Action: Approve budget amendment to increase expenditures in Workforce Development budget to increase

Action: Approve budget amendment to increase expenditures in Workforce Development budget to increase Contract Services by \$100,000 and increase Special Department expense by \$100,000. (4/5ths vote required)

Gardner moved; Halferty seconded

Vote: 4 yes; 0 no; 1 absent

M19-51

Item was moved to the regular agenda.

Leslie Chapman:

- Explained item.

6. CORRESPONDENCE RECEIVED

All items listed are located in the Office of the Clerk of the Board, and are available for review. Direction may be given to staff regarding, and/or the Board may discuss, any item of correspondence listed on the agenda.

A. Federal Energy Regulatory Commission (FERC) Letter to Southern California Edison (SCE) - Environmental Inspection Follow-Up Items

A letter from FERC to SCE in response to SCE's September 25, 2018 letter regarding the status of various follow-up items from FERC's August 20-22, 2018

environmental inspection of the Lee Vining, Rush Creek, Lundy, and Bishop Creek Projects.

B. Inyo-Mono 4-H Road Runner Newsletter

The Inyo-Mono 4-H Road Runner Newsletter.

C. State of California Wildlife Conservation Board Letter Advising of Acquisition Consideration in Mono County

The California Department of Fish and Wildlife, through the Wildlife Conservation Board is considering the acquisition of wildlife habitat (Assessor's Parcel Nos. 064-100-027-000 and 064-090-020, 064-090-030, and 064-230-012). The proposal is schedule to be presented at the March 7, 2019 Wildlife Conservation Board meeting. Attachments: Examples of purchases by the Wildlife Conservation Board; Mono County General Plan Policies regarding land purchases and preservation.

7. REGULAR AGENDA - MORNING

A. County Support Letter for the Governor's In-Home Supportive Services Maintenance of Effort Proposal

Departments: Social Services

(Kathryn Peterson) - The Governor's In-Home Supportive Services (IHSS) Maintenance of Effort (MOE) proposal is scheduled to be heard by the Budget Subcommittees on Health and Human Services. The Senate is set to examine this proposal on March 14 and the Assembly will follow on March 20. Attached is a draft letter of support for the Governor's IHSS MOE proposal, as requested by the California State Association of Counties (CSAC). This letter focuses on and indicates strong support for the core provisions of the Governor's proposal that revise the MOE by lowering the MOE base, reducing the inflation factor, and ending the redirection of health and mental health growth. These revisions will result in an increased State General Fund commitment to IHSS statewide of \$241.7 million in 2019-20, growing to \$547.3 million in 2022-23.

Action: Approve and authorize the Chair to sign a letter of support for the Governor's IHSS MOE proposal on behalf of Mono County.

Halferty moved; Gardner seconded

Vote: 4 yes; 0 no; 1 absent

M19-50

Supervisor Peters:

- CSAC requested letters of support for Governor's proposed budget.
- Serve on the working group for this with CSAC.
- Provided information regarding the program.

Supervisor Stump:

- Asked to include Assemblyman Bigelow and Senator Borgeas to the CC list.

B. Resolution Ratifying and Continuing Declaration of Emergency

Departments: Sheriff

(Sheriff Braun or Leslie Chapman) - Adopt proposed resolution ratifying and continuing the declaration of emergency made by the Mono County Director of Emergency Services on March 1, 2019, related to recent storms affecting Mono County which have resulted in excessive snow accumulation on roadways, roofs and other locations which threaten structures, vehicles and pedestrians and create conditions of peril and demands which are beyond the control, services, personnel, equipment and facilities of the County or other local governments to address.

Action: Adopt proposed resolution R19-09, Ratifying and continuing the declaration of emergency made by the Mono County Director of Emergency Services on March 1, 2019, related to recent storms affecting Mono County which have resulted in excessive snow accumulation on roadways, roofs and other locations which threaten structures, vehicles and pedestrians and create conditions of peril and demands which are beyond the control, services, personnel, equipment and facilities of the County or other local governments to address.

Stump moved; Halferty seconded

Vote: 4 yes; 0 no; 1 absent

R19-09

Sheriff Braun:

- Felt it was necessary to announce for the County because the Town had declared one and the state declared one that included Mono County.

C. Revision of MCC Chapter 7.08; Food Handling Establishments

Departments: Health

(Louis Molina) - Presentation by Louis Molina regarding the proposed revision/repeal and replacement of Chapter 7.08 of the MCC, and discussion regarding proposed changes to the updated ordinance.

Action: Board concurrence and direction on items discussed in the workshop, so that these issues can be adequately addressed in the draft ordinance that will be brought back to the Board at a later date for approval.

Louis Molina:

- Introduced item, went through presentation.
- Only applies to new facilities.
- Board consensus for 15 seats.
- Does not support AB 626.

Supervisor Peters:

- Suggested waiting for the cleanup language to see how well the law will be defined.

Break: 10:31 AM

Reconvene: 10:39 AM

D. Summary Road Vacation – Excess Right-of-Way on a Portion of Bramlette Ranch Road

Departments: Public Works - Engineering Division

(Garrett Higerd) - Adoption of resolution summarily vacating approximately 4,500 feet (the eastern and northeasterly portions) of Bramlette Ranch Road that was never constructed, maintained, or included in Mono County's official road "Maintained Mileage" as excess right-of-way and not necessary for current or prospective public use in conjunction with Coyote Springs owners request for lot line adjustment.

Action: Adopt proposed resolution R19-10, Summarily vacating approximately 4,500 feet (the eastern and northeasterly portions) of Bramlette Ranch Road that was never constructed, maintained, or included in Mono County's official road "Maintained Mileage" as excess right-of-way and not necessary for current or prospective public use in conjunction with Coyote Springs owners request for lot line adjustment.

Stump moved; Gardner seconded

Vote: 4 yes; 0 no; 1 absent

R 19-10

Garrett Higerd:

- Introduced item. Proposing that a portion of the right of way that is no longer necessary be vacated. County is vacating its right to develop a road on this undeveloped portion of the road.
- The owners of the properties have a lot line adjustment request, makes the right of way a road to nowhere.

Supervisor Stump:

- Coyote Springs property.
- There has been controversy regarding Water exportation from coyote springs.

E. 2019-2027 Housing Element Draft

Departments: Community Development

(Bentley Regehr) - Presentation by Bentley Regehr regarding the 2019-2027 Mono County Housing Element draft.

Action: None (informational only). Provide any desired direction to staff.

Wendy Sugimura, Community Development Director:

- Introduced item.

Bentley Regehr:

- Went through presentation.
- This is a State mandated element of the general plan.

Supervisor Stump:

- Old small motels that have converted over to full time rentals - comment was that those should be identified as MFR.

F. FY 2019-2020 Budget Update

Departments: Finance, CAO

(Janet Dutcher) - CAO and Finance will update the Board about the FY 2019-2020 budget development and process.

Action: Receive information and provide direction to staff, if desired.

Janet Dutcher:

- Provided update.

G. Power Outage Communications

Departments: Board of Supervisors

(Chair Peters) - A discussion of communication from the local utility companies regarding their power outages.

Action: Provide any direction to staff.

Supervisor Peters:

- Would like to get Board consensus for the best way to advocate for effective communication from the utility companies regarding planned power outages.

Moved to item 5h.

8. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

9. CLOSED SESSION @ 11:56 AM

A. Closed Session - Human Resources

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Stacey Simon, Leslie Chapman, Dave Butters, Janet Dutcher, and Anne Larsen. Employee Organization(s): Mono County Sheriff's Officers Association (aka Deputy Sheriff's Association), Local 39 - majority representative of Mono County Public Employees (MCPE) and Deputy Probation Officers Unit (DPOU), Mono County Paramedic Rescue Association (PARA), Mono County Public Safety Officers Association (PSO), and Mono County Sheriff Department's Management Association (SO Mgmt). Unrepresented employees: All.

B. Closed Session - Initiation of Litigation

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code section 54956.9. Number of potential cases: 1.

C. Closed Session - Existing Litigation

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: Michael Hallum v. County of Mono (CV170088).

D. Closed Session - Existing Litigation

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: County of Mono v. Amerisourcebergen Drug Corp. Cardinal Health, McKesson Corporation, Purdue Pharma L.P., Purdue Pharma, Inc, The Purdue Frederick Co., Inc. et al., U.S. Dist. Court for Eastern California, Case No. 2:18-cv-00149-MCE-KJN.

E. Closed Session - Existing Litigation

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: County of Mono, et al. v. City of Los Angeles, et al. (Alameda Superior Court Case No. RG18923377).

Reconvene: 1:05 PM

As to Item 9D, County of Mono v. Amerisourcebergen Drug Corp. Cardinal Health, McKesson Corporation, Purdue Pharma L.P., Purdue Pharma, Inc, The Purdue Frederick Co., Inc. et al., U.S. Dist. Court for Eastern California, Case No. 2:18-cv-00149-MCE-KJN, direction was given to staff to file an amended complaint adding Amneal Pharmaceuticals, LLC, Par Pharmaceutical and SpecGX LLC as additional defendants.

10. BOARD MEMBER REPORTS

The Board may, if time permits, take Board Reports at any time during the meeting and not at a specific time.

Supervisor Corless:

- Feb. 20 - RCRC Executive Committee meeting in Sacramento.
- Left Feb. 25 for several days of advocacy with RCRC – will agendaize a report.
- NACO Legislative Conference – full day of public lands steering committee work. Met with Mono County's legislators.
- Went to Folsom for Sierra Nevada Conservancy Watershed Improvement Program Summit and Board meeting. Presentations about the Tahoe Central Sierra Initiative.
- Butte County Supervisor Doug Teeter did a presentation about lessons learned from the Camp Fire.
- The SNC Board approved an unprecedented number of grants from Prop. 1 and Prop. 68. \$26 million in grants. Including Mammoth Lakes Basin Fuels Reduction and TOML - Prop 68 funded program called Vibrant rec and tourism.

Supervisor Gardner:

- No report.

Supervisor Halferty:

- February 20th I attended the Inyo National Forest Objection.
- February 21st & 22nd I attended the second of three parts to the CSAC New Supervisors Institute.
- On February 25, I had the pleasure to meet with Department of Social Services Director Kathy Peterson for a tour and importation about the department.

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- Later that day I met with Town of Mammoth Lakes Public Works Director and Planning Director to discuss snow removal concerns within District 1 and housing programs at the Mammoth Mall and the Parcel.
- I attended the Mono County Sponsored event at the Mountain Ventures Summit
- On March 1 I traveled to Washington D.C. to attend the National Association of Counties Legislative Conference.

Supervisor Peters:

- 13th & 14th CSAC BOD
- IHSS Working Group CO-Chair
- 4th Fire Chief AV Paramedics
- 5th Human Trafficking – Kathy Peterson
- 7th AV RPAC Hospice
- GBUAPCB in Mammoth
- Chuck Mairs new Commander CHP

Supervisor Stump:

- 2-2: Attended the CSA 1 meeting. They are moving ahead with improvement planning focused on the Crowley Community Center
- 2-27: Community Meeting in Crowley. Primary topic was the Housing Plan
- 3-4: Attended the presentation put on by Social Services on exploited children. The day of the presentation an arrest was made in Mammoth involving a minor child being used.
- 3-4: Attended the LDTAC meeting
- 3-7: Attended the Great Basin Air District meeting in Mammoth. Budget approved. Excellent update on the Keeler Dunes control project. Only one like it in the world. Mono Board alternate may be needed at the 5-2 AQMD meeting which is scheduled for Bridgeport.
- On 3-4 I was made aware of a press release from the Sierra Spirit Foundation Inc. soliciting interest in a "Business Opportunity" to operate a fish hatchery on Conway Ranch. All listening need to be aware that the uses and / or disposition of the County Property at Conway Ranch have not been decided by this Board of Supervisors. The Sierra Spirit release is not endorsed, approved, or supported by Mono County. Potential investors should beware (available in additional documents).

ADJOURNED at 1:23 PM

ATTEST

**JOHN PETERS
CHAIR OF THE BOARD**

**SCHEEREN DEDMAN
SR. DEPUTY CLERK OF THE BOARD**